

LB
06/24/04
Item #47

AN ORDINANCE

99412

AUTHORIZING AND RATIFYING THE EXERCISE OF THE OPTION PERIOD PROVIDED IN THE CURRENT TURF LEASE AND CONVERSION AGREEMENT WITH SPORTFIELD, L.L.C., AUTHORIZED BY ORDINANCE NO. 98469, PASSED AND APPROVED ON NOVEMBER 13, 2003, FOR THE LEASE OF AN IN-FILL TURF SYSTEM AND CONVERSION SERVICES FOR THE PERIOD APRIL 25, 2004 THROUGH SEPTEMBER 28, 2004; AUTHORIZING THE EXECUTION OF THE FIRST AMENDMENT TO THE TURF LEASE AND CONVERSION AGREEMENT REDUCING THE AMOUNT OF PAYMENT FOR THE OPTION PERIOD; ENCUMBERING FUNDS AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$103,000, INCLUDING \$3,000 FOR NECESSARY COSTS ASSOCIATED WITH THE INSTALLATION AND CONVERSION OF THE TURF SYSTEM; AND PROVIDING FOR PAYMENT.

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WHEREAS, the original turf system for the Alamodome, AstroTurf, was utilized for over 10 years and was installed and removed over 125 times and the acquisition of a new turf system became a top priority for the Alamodome and accordingly staff began the procurement process after the Dallas Cowboys Training Camp in 2003; and

WHEREAS, in the interim, it was determined that the old turf system was far too deteriorated to host high school football, the MasterCard Alamo Bowl and the U.S. Army All-American Bowl Games hosted in November 2003 through January 2004, so in order to ensure the ready availability of a suitable turf system until a new system could be acquired, a Turf Lease and Conversion Agreement ("Agreement") was negotiated with Sportfield, L.L.C. to lease the system that was used by the Dallas Cowboys in the Alamodome until a new system could be acquired; and

WHEREAS, on November 13, 2003, City Council authorized the execution of this Agreement, by the passage of Ordinance No. 98469, for the period November 13, 2003

through January 16, 2004, with an option period of April 25, 2004, through September 18, 2004, and the Alamodome hosted the Mexico versus Dominica soccer match on June 9, 2004, which necessitated the use of the turf; and

WHEREAS, the Alamodome recently underwent a bid process to secure a permanent in-fill turf system to replace the AstroTurf system and the best value bid was submitted by Sportfield, L.L.C. and staff anticipates complete installation by mid-August 2004, in order to accommodate a full slate of fall high school football games, the MasterCard Alamo Bowl, the U.S. Army All-American Bowl, and future soccer events; and

WHEREAS, due to the best value of Sportfield, Inc. and the anticipated resulting agreement with the City, City staff recommends and Sportfield, L.L.C. has agreed that the existing Agreement should be amended to reflect a reduction in lease payment from \$123,075 to \$100,000 and a reduction in the amount due for installation and conversion from \$15,000 to \$3,000 during the option period; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The terms and conditions of the First Amendment to the Turf Lease and Conversion Agreement ("First Amendment") to reduce payments required by the City during the option period of the Agreement are hereby authorized and approved. A copy of said First Amendment, previously executed by Sportfield, L.L.C., is attached hereto and incorporated herein as Attachment I.

SECTION 2. The City Manager or her designee is authorized, for a sixty (60) day period following the effective date of this Ordinance, to execute said First Amendment.

SECTION 3. Exercise of the extension period in the Turf Lease and Conversion Agreement with Sportfield, L.L.C., for the lease of an in-fill turf system and conversion services for the period of April 25, 2004 through September 28, 2004, in the amount of \$103,000, including \$3,000 for necessary costs associated with the installation and conversion of the turf system, is hereby authorized and approved.

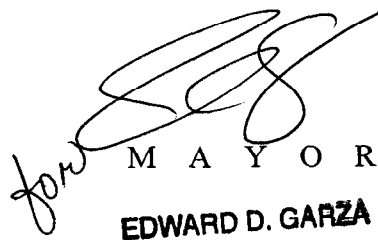
SECTION 4. Funds in the amount of \$103,000.00 are authorized to be encumbered in Fund 29-005 (Hotel Motel Special Revenue Fund) in Index Code 753525, entitled "Fees to Pros," and are made payable to Sportfield, L.L.C.

SECTION 5. The financial allocations in this Ordinance are subject to approval by the Director of Finance of the City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific index codes and fund numbers as necessary to carry out the purposes of this Ordinance.

SECTION 6. This Ordinance shall be effective on and after the tenth day after passage hereof.

PASSED AND APPROVED this 24th day of June, 2004.

ATTEST: Laura M. Vent
City Clerk

for 
M A Y O R
EDWARD D. GARZA

APPROVED AS TO FORM: Mr Zeutuche
for City Attorney